



AFTF

AMENDMENT TRANSMITTALPATENT

Application No.: 10/785,553  
Filing Date: February 23, 2004  
First Named Inventor Christian Lowe et al.  
Examiner's Name: Brown, Michael A.  
Art Unit: 3772  
Attorney Docket No.: 6701P034C

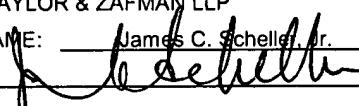
- An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.  
 Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.  
 Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.  
 Applicant(s) claim small entity status (37 CFR 1.27).

ATTACHMENTS

- Preliminary Amendment  
 Amendment/Response with respect to Office Action  
 Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)  
 Notice of Appeal  
 RCE (Request for Continued Examination)  
 Supplemental Declaration  
 Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)  
 Information Disclosure Statement (IDS)  
 Copies of IDS citations  
 Petition for Extension of Time  
 Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)  
 Cross-Reference to Related Application(s)  
 Certified Copy of Priority Document  
 Other: \_\_\_\_\_  
 Other: \_\_\_\_\_  
 Check(s)  
 Postcard (Return Receipt)

SUBMITTED BY:

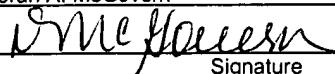
BLAKELY SOKOLOFF TAYLOR &amp; ZAFMAN LLP

TYPED OR PRINTED NAME: James C. Scheller, Jr.SIGNATURE: REG. NO.: 31,195DATE: Oct. 6, 2008ADDRESS: 1279 Oakmead ParkwaySunnyvale, California 94085-4040TELEPHONE NO.: (408) 720-8300CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450 on October 6, 2008

Date of Deposit

Deborah A. McGovern

Name of Person Mailing Correspondence  
October 6, 2008

Date

Express Mail Label No. (if applicable):

(10/14/03)

Send to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, Virginia 22313-1450

**FEE TRANSMITTAL FOR FY 2009**

(Effective on 10/02/2008. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**TOTAL AMOUNT OF PAYMENT (\$)** 0.00

Complete if Known:

Application No. 10/785,553  
 Filing Date February 23, 2004  
 First Named Inventor Christian Lowe et al.  
 Examiner Name Brown, Michael A.  
 Art Unit 3772  
 Attorney Docket No. 6701P034C

Applicant claims small entity status. See 37 CFR 1.27.

**METHOD OF PAYMENT** (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify)

Deposit Account

Deposit Account Number : 02-2666

Deposit Account Name: \_\_\_\_\_

The Director is Authorized to do the following with respect to the above-identified Deposit Account:

Charge fee(s) indicated below.

Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

Charge fee(s) indicated below except for the filing fee

Credit any overpayments.

Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

Warning: Information on this form may become public. Credit card information should not be included on this form.  
 Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION**

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fees Paid (\$)</u>
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1011	330	2011	165	Utility application filing fee	1,090/545
1111	540	2111	270	Utility search fee	
1311	220	2311	110	Utility examination fee	
1012	220	2012	110	Design application filing fee	460/230
1112	100	2112	50	Design search fee	
1312	140	2312	70	Design examination fee	
1013	220	2013	110	Plant filing fee	720/360
1113	330	2113	165	Plant search fee	
1313	170	2313	85	Plant examination fee	
1004	850	2004	425	Reissue filing fee	2,040/1,020
1114	540	2114	270	Reissue search fee	
1314	650	2314	325	Reissue examination fee	
1005	220	2005	110	Provisional application filing fee	

SUBTOTAL (1) \$0.00

## 2. EXCESS CLAIM FEES

### Fee Description

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Extra Claims</u>	<u>Fee</u>	<u>Fees Paid (\$)</u>
Fee	Fee	Fee	Fee				
Code	(\$)	Code	(\$)				
1202	52	2202	26	Each claim over 20		X \$ 26.00	= _____
1201	220	2201	110	Each independent claim over 3		X \$110.00	= _____
1203	390	2203	195	Multiple dependent claims, if not paid			
1204	220	2204	110	Reissue: each claim over 20 and more than in the original patent			
1205	52	2205	26	Reissue: each independent claim more than in the original patent			
<b>Total Claims</b> <u>14</u> - 20 or HP = _____							
HP = highest number of total claims paid for, if greater than 20							
<b>Independent Claims</b> <u>3</u> - 4 or HP = _____							
HP = highest number of independent claims paid for, if greater than 3							
<b>Multiple Dependent Claims</b> _____ = _____							
<b>SUBTOTAL (2) \$ <u>0.00</u></b>							

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 C.F.R. 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additonal 50 or fraction thereof</u>	<u>Fee from below</u>	<u>Fees paid (\$)</u>
_____	- 100 = _____ / 50 = _____ (round up to whole number)		X \$135.00	_____

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description:</u> Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings):
Fee	Fee	Fee	Fee	
Code	(\$)	Code	(\$)	
1081	270	2081	135	Utility
1082	270	2082	135	Design
1083	270	2083	135	Plant
1084	270	2084	135	Reissue

**SUBTOTAL (3) \$ 0.00**

**FEE CALCULATION (continued)****4. OTHER FEE(S)**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fees Paid (\$)</u>
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65
1052	50	2052	25
1053	130	1053	130
1812	2,520	1812	2,520
1813	8,800	1813	8,800
1804	920*	1804	920*
1805	1,840*	1805	1,840*
1251	130	2251	65
1252	490	2252	245
1253	1,110	2253	555
1254	1,730	2254	865
1255	2,350	2255	1,175
1401	540	2401	270
1402	540	2402	270
1403	1,080	2403	540
1451	1,510	1451	1,510
1452	540	2452	270
1453	1,620	2453	810
1501	1,510	2501	755
1502	860	2502	430
1503	1,190	2503	595
1462	400	1462	400
1463	200	1463	200
1464	130	1464	130
1807	50	1807	50
1806	180	1806	180
8021	40	8021	40
1809	810	2809	405
1814	140	2814	70
1810	810	2810	405
1801	810	2801	405
1802	900	1802	900
1504	300	1504	300
1505	300	1505	300
1803	130	1803	130
1808	130	1808	130
1454	1,410	1454	1,410

Other fee (specify) \_\_\_\_\_

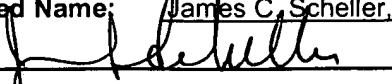
Other fee (specify) \_\_\_\_\_

SUBTOTAL (4) \$0.00

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**

Typed or Printed Name: James C. Scheller, Jr.

Signature:  Date: Oct. 06, 2008

Reg. Number: 31,195

Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



## FEE TRANSMITTAL FOR FY 2009

(Effective on 10/02/2008. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**TOTAL AMOUNT OF PAYMENT (\$)** 0.00

**Complete if Known:**

Application No. 10/785,553  
 Filing Date February 23, 2004  
 First Named Inventor Christian Lowe et al.  
 Examiner Name Brown, Michael A.  
 Art Unit 3772  
 Attorney Docket No. 6701P034C

Applicant claims small entity status. See 37 CFR 1.27.

**METHOD OF PAYMENT (check all that apply)**

Check  Credit Card  Money Order  None  Other (please identify)

Deposit Account

Deposit Account Number : 02-2666

Deposit Account Name: \_\_\_\_\_

The Director is Authorized to do the following with respect to the above-identified Deposit Account:

Charge fee(s) indicated below.

Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

Charge fee(s) indicated below except for the filing fee

Credit any overpayments.

Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

Warning: Information on this form may become public. Credit card information should not be included on this form.  
 Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fees Paid (\$)</u>
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1011	330	2011	165	Utility application filing fee	1,090/545
1111	540	2111	270	Utility search fee	
1311	220	2311	110	Utility examination fee	
1012	220	2012	110	Design application filing fee	460/230
1112	100	2112	50	Design search fee	
1312	140	2312	70	Design examination fee	
1013	220	2013	110	Plant filing fee	720/360
1113	330	2113	165	Plant search fee	
1313	170	2313	85	Plant examination fee	
1004	850	2004	425	Reissue filing fee	2,040/1,020
1114	540	2114	270	Reissue search fee	
1314	650	2314	325	Reissue examination fee	
1005	220	2005	110	Provisional application filing fee	_____

**SUBTOTAL (1) \$0.00**

## 2. EXCESS CLAIM FEES

### Fee Description

<u>Large Entity</u>		<u>Small Entity</u>	
Fee	Fee	Fee	Fee

Code	(\\$)	Code	(\\$)	<u>Fee Description</u>
1202	52	2202	26	Each claim over 20
1201	220	2201	110	Each independent claim over 3
1203	390	2203	195	Multiple dependent claims, if not paid
1204	220	2204	110	Reissue: each claim over 20 and more than in the original patent
1205	52	2205	26	Reissue: each independent claim more than in the original patent

	<u>Extra Claims</u>	<u>Fee</u>	<u>Fees Paid (\$)</u>
Total Claims	<u>14</u> - 20 or HP =	X \$ 26.00	= _____
	HP = highest number of total claims paid for, if greater than 20		
Independent Claims	<u>3</u> - 4 or HP =	X \$110.00	= _____
	HP = highest number of independent claims paid for, if greater than 3		
Multiple Dependent Claims			= _____
<b>SUBTOTAL (2) \$ 0.00</b>			

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 C.F.R. 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee from below</u>	<u>Fees paid (\$)</u>
_____	- 100 = _____ / 50 = _____ (round up to whole number)	X \$135.00	_____	

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description:</u> Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings):
Fee	Fee	Fee	Fee	
Code	(\\$)	Code	(\\$)	
1081	270	2081	135	Utility
1082	270	2082	135	Design
1083	270	2083	135	Plant
1084	270	2084	135	Reissue

**SUBTOTAL (3) \$ 0.00**

**FEE CALCULATION (continued)****4. OTHER FEE(S)**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fees Paid (\$)</u>
Fee	Fee	Fee	
Code	Fee	Code	\$
1051	130	2051	65 Surcharge - late filing fee or oath
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet
1053	130	1053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1813	8,800	1813	8,800 Request for inter parties reexamination
1804	920*	1804	920* Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action
1251	130	2251	65 Extension for reply within first month
1252	490	2252	245 Extension for reply within second month
1253	1,110	2253	555 Extension for reply within third month
1254	1,730	2254	865 Extension for reply within fourth month
1255	2,350	2255	1,175 Extension for reply within fifth month
1401	540	2401	270 Notice of Appeal
1402	540	2402	270 Filing a brief in support of an appeal
1403	1,080	2403	540 Request for oral hearing
1451	1,510	1451	1,510 Petition to institute a public use proceeding
1452	540	2452	270 Petition to revive – unavoidable
1453	1,620	2453	810 Petition to revive - unintentional
1501	1,510	2501	755 Utility issue fee (or reissue)
1502	860	2502	430 Design issue fee
1503	1,190	2503	595 Plant issue fee
1462	400	1462	400 Petitions to the Commissioner (CFR 1.17(f) Group I)
1463	200	1463	200 Petitions to the Commissioner (CFR 1.17(g) Group II)
1464	130	1464	130 Petitions to the Commissioner (CFR 1.17(h) Group III)
1807	50	1807	50 Processing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	810	2809	405 For filing a submission after final rejection (see 37 CFR 1.129(a))
1814	140	2814	70 Statutory Disclaimer
1810	810	2810	405 For each additional invention to be examined (see 37 CFR 1.129(b))
1801	810	2801	405 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application
1504	300	1504	300 Publication fee for early, voluntary, or normal pub.
1505	300	1505	300 Publication fee for republication
1803	130	1803	130 Request for voluntary publication or republication
1808	130	1808	130 Processing fee under 37 CFR 1.17(i) (except provisionals)
1454	1,410	1454	1,410 Acceptance of unintentionally delayed claim for priority
Other fee (specify) _____			
Other fee (specify) _____			
SUBTOTAL (4)			<b>\$0.00</b>

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**

Typed or Printed Name: James C. Scheller, Jr.

Signature: 

Date: Oct. 06, 2008

Reg. Number: 31,195

Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Attorney's Docket No.: 6701P034C

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Christian Lowe et al.

Examiner: Brown, Michael A.

Application No.: 10/785,553

Art Unit: 3772

Filed: February 23, 2004

Confirmation No.: 8140

For: DEPLOYMENT ACTUATION  
SYSTEM FOR INTRAFALLOPIAN  
CONTRACEPTION

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Examiner:

In response to the Final Office Action mailed August 6, 2008, please enter this amendment and consider the remarks.

---

FIRST-CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail with sufficient postage in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450, on:

October 6, 2008

Date of Deposit

Deborah A. McGovern

Name of Person Mailing Correspondence

D. McGovern

Signature

October 6, 2008

Date

Christian Lowe et al.  
Serial No: 10/785,553